



State of Utah

Department of
Environmental Quality

Richard W. Sprott
Executive Director

DIVISION OF WATER QUALITY
Walter L. Baker, P.E.
Director

JON M. HUNTSMAN, JR.
Governor

GARY HERBERT
Lieutenant Governor

gk C/002/034 Incoming
cc: Steve D.

April 23, 2008

CERTIFIED MAIL
(Return Receipt requested)

Vicky S. Miller, Environmental Engineer
Canyon Fuel Company, LLC
PO Box 1029
Wellington, Utah 84542

Subject: UPDES General Permit Coverage No. UTG040011 for the
Canyon Fuel Co., LLC – Banning Loadout Facility.

Dear Ms. Miller:

Enclosed is a signed copy of the Utah Pollutant Discharge Elimination System (UPDES) General Permit No. UTG040000 for the above referenced facility. Coverage under this general permit for your facility is referred to as application number UTG040011. The conditions and requirements of the permit are effective as of May 1, 2008.

Copies of EPA form 3320-1, Discharge Monitoring Reports (DMR) forms, for reporting and self-monitoring requirements as specified in the permit, are available upon request. As a reminder, DMR forms are due in our office by the 28th of each month following each monthly monitoring period.

A fee schedule was included in the Utah Department of Environmental Quality Budget appropriation request at the direction of the Legislature and in accordance with *Utah Code annotated 19-1-201*. The fee schedule, as approved by the legislature, includes a prescribed fee for specific Industrial Categories.

The prescribed fee for this general permit, UPDES General Permit for Coal Mines, is \$1,800.00 for a full five-year period from May 1, 2008 to April 30, 2013. Therefore, please remit \$1,800.00 within 30 days from receipt of this letter to:

Department of Environmental Quality
Division of Water Quality
Attn: Nicole Carrell
P.O. Box 144870
Salt Lake City, UT 84114-4870

A separate invoice is included herein. Please be sure to include the invoice

number with you remittance.

Also, as the State agency charged with the administration of issuing UPDES permits, we are continuously looking for ways to improve our quality of service to you. In an effort to improve the State UPDES permitting process, we are asking for your input. Since our customer permittee base is limited, your input is important to us. Please take a few moments to complete the enclosed questionnaire and return it in the postage paid, self-addressed return envelope. The results will be used to improve our quality and responsiveness to our customers and give us feed back on customer satisfaction. We will address any issues you identify on an on going basis.

If you have any questions with regards to this matter, please contact Jeff Studenka of this office at (801) 538-6779 or by e-mail at jstudenka@utah.gov.

Sincerely,



Mike Herkimer, Manager
UPDES IES Section

MH:JS:st

Enclosure

cc: Qian Zhang, P.E., EPA Region VIII
Claron Bjork, SE District Health Department
Dave Ariotti, SE District Engineer
Daron Haddock, Division of Oil Gas & Mines

STATE OF UTAH
DIVISION OF WATER QUALITY
DEPARTMENT OF ENVIRONMENTAL QUALITY
SALT LAKE CITY, UTAH

AUTHORIZATION TO DISCHARGE UNDER THE
UTAH POLLUTANT DISCHARGE ELIMINATION SYSTEM
(UPDES)

GENERAL PERMIT FOR COAL MINING

In compliance with provisions of the *Utah Water Quality Act, Title 19, Chapter 5, Utah Code Annotated ("UCA") 1953, as amended* (the "Act"),

Canyon Fuel Company, LLC – Banning Coal Loadout Facility

as identified in the application No. **UTG040011** is authorized to discharge from outfalls 001 and 002 to receiving waters named:


Unnamed Tributary to Grassy Trail Creek (Tributary to the Colorado River)

in accordance with discharge point(s), effluent limitations, monitoring requirements and other conditions as set forth herein.

This permit shall become effective on May 1, 2008.

This permit and the authorization to discharge shall expire at midnight, April 30, 2013.

Signed this 23rd day of April, 2008



Walter L. Baker, P.E.
Executive Secretary
Utah Water Quality Board

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